

**Record of Environmental Review**  
**FEMA-REGION**  
**FEMA-        -DR-**

**Applicant:** \_\_\_\_\_  
**Project/PW #:** \_\_\_\_\_  
**Project Location:** \_\_\_\_\_  
**Project Title:** \_\_\_\_\_

**I. Environmental Laws (other than NEPA) with  
Requirements Specific to Federal Funding  
Agencies**

Coastal Barrier Resources Act

**Internal Screening Review**

- ☐ Project is not located in a coastal barrier resource system unit. Review concluded.
- ☐ Project is located in a coastal barrier resource system unit.

**External Consultation/Review**

- ☐ Consultation with FWS completed.  
Are project conditions required?  
☐ YES                      ☐ NO

Comments: \_\_\_\_\_

**B. Coastal Zone Management Act**

**Internal Screening Review**

- ☐ Project is not located in a coastal zone area. Review concluded.
- ☐ Project is located in a coastal zone area.

**External Consultation/Review**

- ☐ Appropriate State Agency Coastal Zone Management Plan consistency determination received? (may be referred to as a permit or contained in the permit obtained by the applicant)
- Are project conditions required?                      ☐ YES  
☐ NO

Comments: \_\_\_\_\_

**C. Comprehensive Environmental Response, Compensation and Liability Act  
(Hazardous and Toxic Waste)**

Is there a reason to suspect or exercise care with regard to hazardous/toxic materials (ie property acquisition of commercial property, construction of temporary housing or other facilities)?

- ☐ YES                      ☐ NO (if NO, no further action necessary)
- ☐ A Toxic Waste/Hazardous Materials Environmental Site Assessment (ESA) was conducted.
- ☐ Project site does not contain any known or observed hazardous or toxic material. Review concluded.
- ☐ Project site contains hazardous or toxic material.
- ☐ Project cannot proceed at this site. Review concluded.
- ☐ Project can proceed
- ☐ Are project conditions required? ☐ Yes
- ☐ NO

Comments:

Is there a reason to suspect or exercise care with regard to hazardous/toxic materials (ie property acquisition of commercial property, construction of temporary housing or other facilities)?

- ☐ YES                      ☐ NO (if NO, no further action necessary)
- ☐ A Toxic Waste/Hazardous Materials Environmental Site Assessment (ESA) was conducted.
- ☐ Project site does not contain any known or observed hazardous or toxic material. Review concluded.
- ☐ Project site contains hazardous or toxic material.
- ☐ Project cannot proceed at this site. Review concluded.
- ☐ Project can proceed
- ☐ Are project conditions required? ☐ Yes
- ☐ NO

Comments:

**D. Endangered Species Act**

**Internal Screening Review**

☐ Project does not affect the physical environment (land disturbance, vegetation removal, sedimentation, dust, noise/waste/hazardous materials emission into the environment, etc.). Review concluded, No FWS/NMFS consult req.

Internal Screening Review ☐ Project affects the physical environment

☐ Threatened or endangered species or potential habitat not present in or near project site. Review concluded, No Effect determination documented, No FWS/NMFS consult req.

☐ Species or potential habitat present in or near project site.

**External Consultation/Review**

☐ Review and FWS/NMFS consultation process completed and on file.

Are project conditions required? ☐ YES

☐ NO

Comments:

**E. Farmland Protection Policy Act**

☐ Project is within official city limits or urbanized area. Review concluded.

☐ Project does not affect prime or unique farmland. Review concluded.

**External Consultation/Review**

☐ Project affects prime or unique farmland. Coordination with Natural Resource Conservation Commission required.

☐ Farmland Conversion Impact Rating, Form AD-1006, completed.

☐ Are project conditions required? ☐ Yes

☐ No

Comments:

**F. Fish and Wildlife Coordination Act**

**Internal Screening Review**

☐ Project located outside of a natural stream or body of water or will not affect any natural stream or body of water. Review concluded.

☐ Project is in or affects a natural stream or body of water.

**External Consultation/Review**

☐ Review and FWS/NMFS consultation process completed and on file.

☒ ~~Magnuson-Stevens Fishery Conservation and Management Act~~

Are project conditions required? ☐ YES

☐ NO

Comments:

**Internal Screening Review**

☐ Project is not located near nor has an effect on Essential Fish Habitat. Review Concluded.

**External Consultation/Review**

☐ Consultation with NMFS completed and on file.

Are project conditions required? ☐ YES

☐ NO

Comments:

**National Historic Preservation Act**

**HISTORIC STRUCTURES**

**Internal Screening Review**

☐ No structures on or near site/APE. Review concluded.

☐ Activity excluded from review per agreement. Review concluded.

☐ No potential to affect historic properties. Review concluded.

☐ Structure less than 49 years old. Review concluded.

**External Consultation/Review**

☐ Structure over 49 years old and activity not excluded.

☐ Structure determined ineligible (FEMA/SHPO/THPO determination on file. Review concluded.

☐ Structure determined eligible (FEMA/SHPO/THPO determination on file).

☐ No historic properties affected.

Are project conditions required?

YES

☐ NO

☐ No adverse effect determination.

Are project conditions required? ☐ YES  
☐ NO

☐ Adverse effect determination.

Are proj. conditions required(if yes, in MOA)?  
☐ YES ☐ NO

☐ Tribal Trust/Reservation property affected?

☐ Tribal consultation complete and on file.

Are Project conditions required? ☐ YES  
☐ NO

Comments:

#### ARCHEOLOGICAL RESOURCES

##### Internal Screening Review

☐ Project does not involve any disturbance of ground, disturbance of previously disturbed ground, or only involves very minor disturbance to a previously undisturbed area. Review concluded.  
☐ Project involves greater than very minor disturbance of previously undisturbed ground.

##### External Consultation/Review

☐ SHPO/THPO indicates low potential for presence of archeological or cultural resources & no further action req. Review concluded.  
☐ SHPO/THPO indicates potential for resources to be present.

☐ No Historic Properties Affected.

Are project conditions required? ☐  
YES ☐ NO

☐ No Adverse Effect Determination.

Are project conditions required? ☐  
YES ☐ NO

☐ Adverse Effect Determination.

Are project conditions required (MOA)? ☐  
YES ☐ NO

☐ Tribal Trust/Reservation property affected? ☐ YES  
☐ No

☐ Tribal Consultation Complete and on file

Are project conditions required? ☐ YES  
☐ NO

Comments:

## H. Wild and Scenic Rivers Act

### Internal Screening Review

☐ Project is not along and does not affect Wild or Scenic River. Review concluded.

☐ Project is along or affects Wild or Scenic River.

### A. Clean Water Act

#### External Consultation/Review

☐ Consultation complete and on file.

Are project conditions required?

☐ YES

☐ NO

Comments:

## II. Environmental Laws with Requirements Jointly Applicable to Action Entities (applicants) and Federal Funding Agencies

☐ Project site located outside of and would not affect any waters of the U.S. or discharge stormwater or other pollutants. Review concluded.

### Section 404 - Wetlands

☐ Project site located in or may affect waters of the U.S.

*\*Note - Compliance with EO 11990 must also be documented (Section E.O. Section)*

☐ 404 permit not required prior to FEMA project approval. Review concluded.

☐ Applicant must provide 404 Permit to FEMA prior to FEMA project approval.

Are project conditions required?

☐ YES

☐ NO

Comments:

### Section 313, 401, 402 - Stormwater, discharges and water quality certification

☐ Project site located in or may affect waters of the U.S., discharge stormwater, pollutants or otherwise holds potential to affect water quality.

☐ Permit, approval or certification not required prior to FEMA project approval. Review concluded.

☐ Applicant must provide permit, approval or certification to FEMA prior to FEMA project approval.

Are project conditions required?

☐ YES

☐ NO

Comments:

**B. Clean Air Act**

- ☐ Project will not result in air emissions. Review concluded.
- ☐ Project will result in air emissions.
- ☐ No action required prior to FEMA project approval. Review concluded.
- ☐ FEMA Confirmity Determination Required
- ☐ Applicant must obtain appropriate (local and state) approval and/or permit and provide to FEMA prior to FEMA approval.
- Are Project conditions required? ☐ YES
- ☐ NO

Comments:

**C. Other Relevant Laws**

Identify Law/Regulations, Issues, and Resolution

Comments:

**II. Compliance Review for Executive Orders**

**A. E.O. 11988 - Floodplains**

- ☐ Project located outside Floodplain and No Effect on Floodplains. Review concluded.
- ☐ Project located in Floodplain or affects Floodplains/Flood levels
- ☐ Activity excluded (See Part 9) Review concluded.
- ☐ Possible adverse effects associated with investment in floodplain, occupancy or modification of floodplain environment.
- ☐ 8 Step Process Complete - public notice and documentation on file. Review concluded.
- Are project conditions required? ☐ YES
- ☐ NO

Comments:

B. E.O. 11990 - Wetlands (for FEMA Actions EO 11990 takes precedence over CWA process, as it is a federal agency requirement)

☐ Project located outside wetland and no effect on wetlands. Review concluded.

☐ Project located in wetland or potential effects on wetlands.

☐ Beneficial Effect on Wetland - review concluded.

☐ Possible adverse effect associated with constructing in or near wetland

☐ 8 Step Process Complete - public notice and documentation on file - review concluded.

Are project conditions required? ☐ YES

☐ NO

Comments:

**C. E.O. 12898 - Environmental Justice For Low Income and Minority Populations**

☐ No Low income or Minority Population in or near project area. Review concluded.

☐ No Adverse effects to any population. Review concluded.

☐ Low income or Minority Population in or near project area

☐ No disproportionately high or adverse effects on low income or minority population. Review concluded.

☐ Disproportionately high or adverse effects on low income or minority population

☐ Public involvement, assessment, and mitigative measures resolved. Review concluded.

Are project conditions required? ☐ YES

☐ NO

Comments:

**III. Other Environmental Issues**

Identify other potential environmental concerns in the comment box not clearly falling under a law or executive order.

Comments:



#### IV. Extraordinary Circumstances

Based on the review of compliance with other environmental laws and Executive Orders, and in consideration of other environmental factors, review the project for extraordinary circumstances.

\* A "YES" under any circumstance requires an Environmental Assessment (EA) with the exception of (i) and (ii) which should be applied in conjunction with potential impact or controversy on an environmental issue.

YES NO

☐ ☐ (i) Greater scope or size than normally experienced for a particular category of action

☐ ☐ (ii) Actions with a high level of public controversy

☐ ☐ (iii) Potential for degradation, even though slight, of already existing poor environmental conditions;

☐ ☐ (iv) Employment of unproven technology with potential adverse effects or actions involving unique or unknown environmental risks;

☐ ☐ (v) Presence of hazardous or toxic substances at levels that exceed Federal, state or local regulations or standards requiring action or attention;

☐ ☐ (vi) Presence of endangered or threatened species or their critical habitat, or archeological, cultural, historical or other protected resources;

☐ ☐ (vii) Actions with the potential to affect special status area adversely or other critical resources such as wetlands, coastal zones, wildlife refuge and

wilderness areas, wild and scenic rivers,  
sole or principle drinking water aquifers:

☐ ☐ (viii) Potential for adverse effects on health or  
safety; &

☐ ☐ (ix) Potential to violate a federal, state,  
local or  
tribal law or requirement imposed for  
the  
protection of the environment.

☐ ☐ (x) Potential for significant cumulative impact  
when the  
proposed action is combined with other past,  
present  
and reasonably foreseeable future actions,  
even though the impacts of the proposed  
action may not be significant by themselves.

Comments:

#### **Other Required Project Specific Conditions**

Conditions:

**Prepared By:**  
**Title:**  
**Organization:**  
**Date:**